

BEFORE THE SOUTH CAROLINA STATE BOARD OF EDUCATION

In the Matter of the Suspension or)	
)	
Revocation of the Educator Certificate)	CONSENT ORDER OF
)	PUBLIC REPRIMAND
of Linda D. Manley,)	
)	
Certificate 206665)	

SUMMARY OF THE CASE

The South Carolina State Board of Education (State Board) considered this matter on May 11, 2005. On February 28, 2005, the State Department of Education (Department) sent a notice of hearing regarding a possible certificate suspension or revocation on the grounds of test security violations to Linda D. Manley by certified mail, return receipt requested, delivery restricted to addressee. Ms. Manley has now agreed to resolve the case without a hearing upon the following terms: (1) Ms. Manley will be issued a public reprimand, (2) the public reprimand will be reported to all school districts in South Carolina with the grounds listed as "test security violations," and (3) this order will be maintained as a public record in the Office of General Counsel of the Department. After considering the evidence presented by the Department, the State Board voted to issue Ms. Manley a public reprimand.

**Accepted:
Linda D.
Manley
206665**

Initial Here

Date

FINDINGS OF FACT

Linda Manley holds a valid South Carolina certificate and has over eight years of teaching experience. For the 2003-04 school year, Ms. Manley was a fifth grade teacher at East North Street Academy in Greenville County School District. During the May 2004 administration of PACT, Ms. Manley was to administer the test orally to students who were limited English proficient. While administering the test, Ms. Manley repeated one test question and its answer choices several times, adding additional wording to the answer choices such as

"Can it be..." State Law Enforcement Division investigated the matter and concluded that no criminal conduct warranting prosecution had occurred. Ms. Manley is currently under contract with the District and is still assigned to East North Street Academy.

CONCLUSIONS OF LAW

"The State Board of Education may, for just cause, either revoke or suspend the certificate of any person." S.C. Code Ann. §59-25-150 (2004), S.C. Code Ann. §59-25-160 (2004); 24 S.C. Code Ann. Regs. 43-58. Just cause includes unprofessional conduct and violation of the rules and regulations of the State Board of Education, S.C. Code Ann. §59-25-160 (2004). The Board finds that just cause exists for the issuance of a public reprimand on the grounds of test security violations. Accordingly, the Board issued this Consent Order of Public Reprimand.

South Carolina State Board of Education

/S/ Paul M. Forrester

Paul M. Forrester, Chair

Columbia, South Carolina

May 11, 2005

I, Linda D. Manley, SC Educator Certificate 206665, do hereby agree to this Order of Suspension, consisting of two pages, and understand that this Order will be presented as signed to the State Board of Education on Wednesday, May 11, 2005.

/S/Linda D. Manley
Linda D. Manley

5/6/05
Date